

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

BETTER HOLDCO, INC.,

Plaintiff,

-V-

BEELINE LOANS, INC.,

Defendant.

20-CV-8686 (JPC)


ORDER

JOHN P. CRONAN, United States District Judge:

On August 23, 2021, the Honorable Sarah Netburn granted Defendant’s motion for leave to amend its Counterclaim. Dkt. 120. In light of Plaintiff’s letter indicating that it intends to stand by its motion to dismiss should the Amended Counterclaim stand, Dkt. 114, the Court will evaluate the pending motion to dismiss in light of the facts alleged in the Amended Counterclaim. *See Pettaway v. Nat’l Recovery Sols., LLC*, 955 F.3d 299, 303-04 (2d Cir. 2020). Plaintiff may address any additional arguments specific to the Amended Counterclaim in its forthcoming reply in support of its motion to dismiss.

SO ORDERED.

Dated: August 25, 2021  
New York, New York

  
JOHN P. CRONAN  
United States District Judge